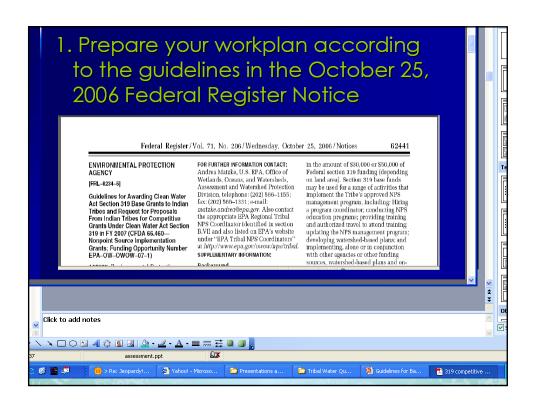


Objective of Presentation:

- Describe EPA Guidelines for Tribal CWA Section 319 Base Grants Process
- Describe about Nonpoint Source (NPS) Tribal Program at Region 8

Guidelines for Awarding 319 Grants to Indian Tribes

- EPA publish guidelines every year for awarding Clean Water Act Section 319 grants in Federal Register for last seven years
- Approved NPS Assessment Report, Management Program Plan and TAS needed to be eligible for 319 grants
- · Status as of October 12, 2008



NPS Management Goal

 The primary goal of the NPS management program is to control NPS pollution through implementation of management measures and practices to reduce pollutant loadings resulting from each category or subcategory of NPSs identified in the Tribe's NPS assessment report developed pursuant to section 319(a).

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Tribal Nonpoint Source Program

- Under Clean Water Act (CWA), Section 319 enables states, territories, and tribes to address the problems caused by NPS pollution
- CWA Section 319 authorizes EPA to award grants to eligible Tribes
- Section 518 authorized EPA to treat federally recognized Indian Tribes in the same manner as states

To be eligible for NPS base grants A Tribe must:

- (1) Be federally recognized;
- (2) have an approved NPS assessment report in accordance with CWA section 319(a);
- (3) have an approved NPS management program in accordance with CWA section 319(b); and
- (4) have ``treatment-as-a- state" (TAS) status in accordance with CWA section 518(e).

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CWA Section 319 National Program Facts

- From 1997 to 2007, participating Tribes have increased from 11 to 137
- Participating Tribes represent more than 80% of all tribal land, approximately 42 million acres
- In 2007, 15 new Tribes joined the program
- Approval of additional programs is expected in coming years

Base Funding in FY2008

115 Tribes received \$3.8 million in base funding (up from 112 Tribes in FY07)

Region 1:5

Region 2:1

Region 4:4

Region 5: 6

Region 6: 2

Region 7: 0

Region 8: 15

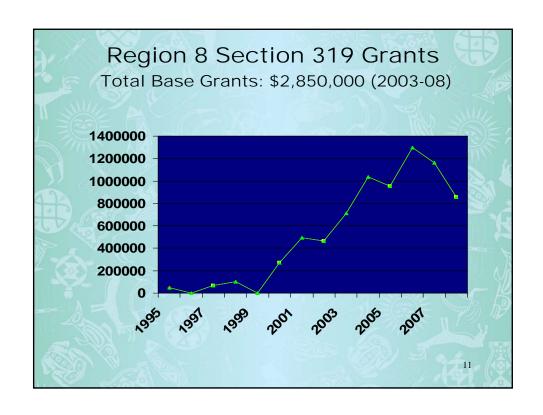
Region 9: **59**

Region 10: 23

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Congressionally Authorized Funding

- CWA Section 518 originally set a funding cap on CWA Section 319 funds awarded to Tribes of 1/3 of 1 percent of available CWA Section 319 funding.
- Congress increased funding for the Tribal NPS Program from \$330,000 in FY 1997 to \$6 million in FY 2001, 2002, and 2003.
- In FY 2004, 2005, and 2006, Congress increased CWA Section 319(h) funding to Tribes to \$7,000,000 and in 2007 to \$8,000,000



Available Grants for 2009

- This year EPA intends to award estimated total of \$8,000,000 to eligible Tribes subject to Congress approval
- EPA expects the allocation of funds will be similar to the amount distributed in FY 2008, which included approximately \$3.55 million in base grants awarded to 114 Tribes and \$3.4 million awarded to 28 Tribes through a competitive process.

I. General-Guidelines for Awarding CWA Section 319 Base Grants to Indian Tribes

- Each eligible Tribe will receive base funding in accordance with the following land area scale:
- Base Square miles (acres) amount Less than 1,000 sq. mi. (less than 640,000 acres)-\$30,000
- Over 1,000 sq. mi. (over 640,000 acres) \$ 50,000

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Section 319 base funds may be used for a range of activities

- > Hiring a program coordinator;
- conducting NPS education programs;
- > Providing, attending training, and authorized travel
- Updating the NPS management program;
- Updating the NPS Assessment Report
- Developing watershed-based plans; and
- Implementing, alone or in conjunction with other agencies or other funding sources, watershed-based plans and on-the-ground watershed projects
- Other NPS watershed projects

Match Requirements

- Funds require a 40 percent non-federal match.
- ➤ This amount can be reduced to 10 percent in cases of undue financial hardship.
- ➤ Inclusion in a PPG requires 5% match.

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Base Grant Funding Process

- Submit draft proposed work plan to the Region
- Work plan should:
 - Be consistent with approved NPS Management Program
 - Describe activities to be funded
 - Provide timeframes for accomplishment
 - Estimate funding amounts for activities/tasks
 - Include performance evaluation process

NPS 319 Base grants/staff funding surfhvv#

- Workplan submitted to Region -Submit either a hard copy or electronic copy of your work plan (no faxes accepted)
- Region reviews work plan and requests revisions or clarifications if needed
- Tribe submits final work plan for approval
- Regions again revise and approve work plan
- Decision made by the Regions regarding base grants
- If your application is approved, a complete application package will need to be submitted by April 1, 2009 (anticipated).

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IV. Submission Dates and Times for Initial Applications for Base Funding

	Date for Tribes to be eligible for 319 grants	October 10, 2008
	Deadline for work plan proposals	December 5, 2008 (anticipated)
	Region provides comments on proposed work plan	January 14, 2009 (anticipated)
AL VALUE	Tribes submit final workplans to Region	February 13, 2009 (anticipated)
A A	Tribes submit final grant application to Region	April 1, 2009 (anticipated)

Application Requirements for Base Allocation Grants

- Roles and responsibilities from EPA's Grants Web site by visiting:
- http:// www.epa.gov/ogd/grants/how_to_apply.htm
- Narrative work plan needs to be included in the initial application
- If your application is approved, a complete application package will need to be submitted by April 1, 2009 (anticipated).

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Narrative Work Plan

- Description of each significant category of NPS activity to be addressed;
- ii. Work plan components;
- iii. Work plan commitments for each work plan component;
- iv. Estimated funding amounts for each work plan component;
- v. Estimated work years for each work plan component;
- vi. Roles and responsibilities of the recipient (Tribes) and EPA in carrying out the work plan commitments
- vii. Reporting schedule and a description of the performance evaluation process

Watershed-Based Plans

- 1. a) If Watershed based Plan Development Watershed-
- -- must include a commitment to incorporate the 9 components of a watershed based plan
- 1. b) If Watershed based Plan Implementation Watershed-
- -- must be accompanied by a statement from the Region saying the plan meets the 9 elements of a watershed based plan

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Milestones

- Identify for project implementation
 - Start date
 - Completion date
 - Reporting dates

319 Base Grant Workplan - Regional Review Process

- NPS Coordinator Salary/budget
- Education/Community Outreach programs
- · Attend and provide training
- Developing Partnership for funding and other resources
- Developing a WBP
- · Develop work plan proposal
- On the ground implementation projects
- Consistent w/ Tribe's Management Plan

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Base Grant Requirements

- 1. Performance Partnership Grants
- 2. Intertribal Consortia
- Non-Tribal Lands
 - a. Activities That Are Related to Waters Within a Reservation
 - b. Activities That Are Unrelated to Waters of a Reservation
- 4. Administrative Costs
- 5. Satisfactory Progress

A description of the performance evaluation process that will be used that accounts for

- (a) A discussion of accomplishments as measured against work plan commitments;
- (b) a discussion of the cumulative effectiveness of the work performed under all work plan components;
- (c) a discussion of existing and potential problem areas; and
- (d) suggestions for improvement, including, where feasible, schedules for making improvements.

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Revise NPS Assessment Report

- Revise every five years existing and potential NPS related water quality problems on tribal lands using water quality data
- Identify the nature, extent, causes, and effects on NPS pollution
- Describe existing programs and methods needed for controlling the pollution

Identify Reservation's NPS problem Major Sources of NPS Pollution

- Agriculture
- Unrestricted Livestock
- Grazing
- Urban runoff
- Faulty septic system
- Construction activities
- Forestry
- Hydromodification
- Atmospheric Deposition
- Abandoned Mines
- Poor siting and design of roads

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Revise NPS Management Program

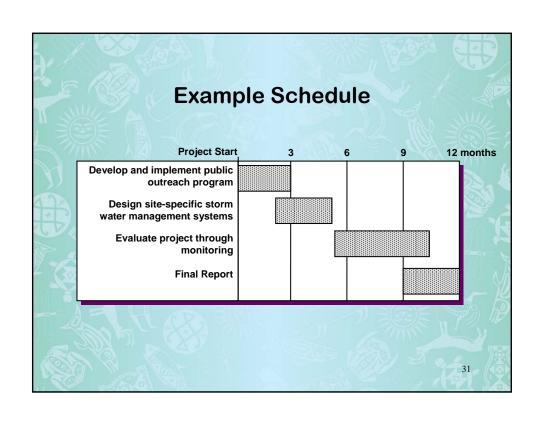
- Time to time revise multiyear strategy document designed to bring NPS pollution under control
- Describe how the tribe intends to correct or prevent or potential NPS problems identified in the Assessment Report
- Identify reservation-wide and watershed- level projects to implement management practices for pollution prevention

Major NPS Pollutants Affecting Water-bodies RANK **RIVERS ESTUARIES** LAKES Sediments **Nutrients Nutrients** 2 **Nutrients** Metals Bacteria 3 Sediments Toxic Chem. Bacteria Oxygen Depleting Oxygen Depleting Oxygen Depleting 4 Substances Substances Substances **Pesticides** Oil, Grease 5 Noxious plant

Summary

Overall Objectives of NPS Program:

- Identify Reservation's NPS problem
- Post project water quality monitoring for NPS assessments and watershed projects to measure environmental results
- Revise NPS Assessment Report and Management Program Plan
- Develop Watershed Plan for the Reservation
- Develop partnership for funding and other resources



319 TRIBAL OTHER DESCRIPTION FUNDING IN-KIND FUNDS
· · · · · · · · · · · · · · · · · · ·
Personnel \$\$ \$\$
Travel/Training \$\$ \$\$
Lab Equipment \$\$ \$\$
Supplies/Materials \$\$ \$\$
Indirect costs \$\$ \$\$
TOTAL \$\$ \$\$ \$\$

